

COMMISSIONER FOR PA United States Patent and Trademark O ALEXANDRIA, VA 22313

APR 2 8 2004

Paper No. 10

Edward Frieling 17656 Foxwood Way Boca Raton, FL 33487

COPY MAILED

APR 0 6 2004

OFFICE OF PETITIONS

Letter

In re Patent of Karney and Friedling Patent No. 5,988,097

Issue Date: November 23, 1999 Application No. 09/197,987 Filing Date: November 23, 1998

WATERCRAFT STABILIZED BY

CONTROLLED HYDROFOIL

ELEVATION

Request for Information

A petition under 37 CFR 1.378(b), was filed on March 23, 2004, to accept the delayed payment of a maintenance fee for the above-identified patent.

taristi taritati ili ili ili tarita ila laboritati ili tari ili etti etti etti ilati eti ili eti ili eti ili e The Office requests additional information prior to rendering a decision on the petition.

The patent issued November 23, 1999. The 3.5 year maintenance fee could have been paid from November 23, 2002 through May 23, 2003, or with a surcharge during the period from May 24, 2003 to November 23, 2003. Petitioner did not do so. Accordingly, the patent expired November 24, 2003.

Prior to January 15, 2003, Karney received a letter from Patent Renewal Service, a company that has no affiliation with the government. The letter stated that a maintenance fee was due. The letter stated that in exchange for \$125, the company would "prepare and forward to you all the documents and information necessary to avoid cancellation." The letter stated the \$125 should be submitted by January 15, 2003. A handwritten note, presumably by Karney, states that \$125 was sent to the company on January 10, 2004.

Was the check ever cashed? What information did the company send in reply? When was the information received? If information was not sent, then to the extent possible, petitioner should address the issue: was the failure to send information by the company intentional or a mistake? Petitioner should attempt to obtain a statement from the company if information was not sent in reply to the payment of \$125. A statement signed by Karney should be supplied giving a full and complete explanation of the events surrounding the non-payment of the maintenance fee.

was a second of the state of the second The file does not indicate a change of address has been submitted, although the address given on the petition differs from the address of record. If appropriate, a request to change the address of record should be filed. Any request to change the address should be signed by both inventors. A courtesy copy of this decision is being mailed to the address given on the petition; however, the Office will mail all future correspondence solely to the address of record.

Petitioner should submit the requested information within TWO MONTHS of the mailing date of this letter. Extensions of time may not be obtained. No additional fee is due for a response to the Patent No. 5,988,097

instant request for information. The response to this Requirement for Information should include a cover letter entitled "Response to Request for Information."

Further correspondence with respect to this matter should be addressed as follows:

By mail:

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

By facsimile:

(703) 872-9306

Attn: Office of Petitions

By hand:

U.S. Patent and Trademark Office

2011 South Clark Place Customer Window

Crystal Plaza Two, Lobby, Room 1B03

Arlington, VA 22202

If a reply is filed, and a decision in response to the reply is not received within three months, petitioner may wish to call the number below to check on the status of the reply.

Telephone inquiries should be directed to Petitions Attorney Steven Brantley at (703) 306-5683.

Charles Steven Brantley

Petitions Attorney Office of Petitions Re; Patient Karney & Frieling Patient no. 5,988,097

I received a letter of PATIENT CANCELLATION ALERT.

I sent a check in the amount of \$125.00 to the PATIENT RENEWAL SERVICE ON 1/9/03. Enclosed is a copy of the check.

This matter has now been taken to the division of U.S. postal inspectors, as it appears to be a case of mail fraud. The postal service is investigating this matter. I also tried to call the 800 number on the back of the check they would not give me any information.

For future communication please use the address of record 7322 NW 58th way Parkland Fl. 33067 I apologize for any inconvenience.

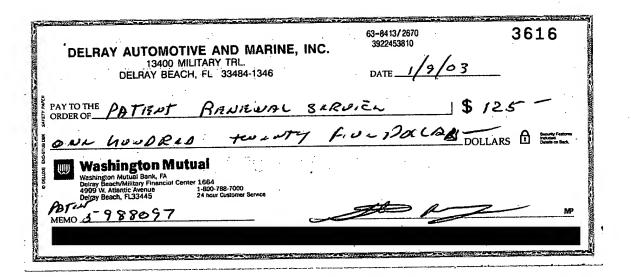
Thank You

Steven Karney



123000000 1230000 12300000 123000 123000 123000 123000 123000 123000 123000 123000 1230000 123000 123000 123000 123000 123000 123000 123000 123000 1230000 123000 123000 123000 123000 123000 123000 123000 123000 12300000 123000 123000 123000 123000 123000 123000 123000 123000 12300000 1230000 1230000 123000 123000 123000 123000 123000 123000 12

PAY TO THE ORDER OF U.S. BANK
122235821
FOR DEPOSIT ONLY
RENEWAL SERVICES, INC.
DEA FICTITIOUS BUS, NAME RENEWAL SVC
DBA TRADEMARK RENEWAL SERVICE
DBA PAITENT RENEWAL SERVICE
DBA CORPORATE COMPLIANCE CENTER
15242288308





PATENT CANCELLATION ALERT

Steven Karney 7322 NW 58th Way Parkland, FL 33067-2456

PATENT NO: ISSUE DATE: U.S. SERIAL NO: APPLICATION TRUEYEAR: SMALL ENTITY STATUS: PAYMENT YEAR. PRS NUMBER: RETURN NO LATER THAN: January 15, 2003

5988097 11/23/1999 919798 196206PR

IMPORTANT NOTICE TO PATENT OWNERS

Your Patent Is Scheduled For Cancellation If You Have Not Renewed It.

Pursuant to 37 CFR 1.362(g), the above patent will be cancelled by the United States Patent and Trademark Office (PTO) unless you take the necessary action to preserve it.

Avoid Cancellation By Timely Filing And Paying Your Required Maintenance Fee

To prevent cancellation of your patent, you must file the proper information with the PTO and pay the proper maintenance fee within a timely manner.

PRS Can Help You Renew Your Patent Now

We can prepare and forward to you all documents and information necessary to avoid cancellation if you take the steps outlined below.

Complete The Form Below And Mail It With Your Payment (Please Print Or Type)

1) Review the accuracy of the form below; 2) Make corrections; and 3) Return the form below in the enclosed envelope with your check for \$125 made payable to Patent Renewal Service no later than January 15, 2003.